

Panaji, 27th November, 1992 (Agrahayana 6, 1914)

SERIES II No. 35

OFFICIAL GAZETTE

GOVERNMENT OF GOA

EXTRAORDINARY

GOVERNMENT OF GOA

Department of Personnel
Directorate of Vigilance

Order

No. 12/1/82-VIG

Whereas, Shri S. U. Kamat, Group 'B' Officer of Goa Civil Services, had been convicted on criminal charges under Section 186, 225b, 225a, 173, 187, 120 and 109 of Indian Penal Code in the judgment delivered on 16-2-1990 in the case No. 179 of 1982 by the Chief Judicial Magistrate, North Goa, and had been awarded sentences of 15 days S.I., with the fine of Rs. 200/- under section 173 of I.P.C., 15 days S.I. with the fine of Rs. 200/- under section 187 r.w. 120b and 109 of I.P.C., one month S.I. with a fine of Rs. 500/- under section 186 r.w. 120b and 109 of I.P.C., three months S.I. with the fine of Rs. 500/- under section 225b r.w. 120b and 109 of I.P.C. and three months imprisonment with the fine of Rs. 1000/- under section 225a r.w. 120b and 109 of I.P.C. (the sentences shall run concurrently).

2. Whereas, on careful perusal of the judgment of the Chief Judicial Magistrate referred to above and taking into consideration all the facts and circumstances of the case, the entire conduct of the said Shri S. U. Kamat, the gravity of the misconduct committed by him and the impact that had been caused on the administration due to the said misconduct, the Governor of Goa proposed to award an appropriate penalty under the relevant provisions of C.C.S. (C.C.A.) Rules, 1955.

3. Whereas, the Governor of Goa had provisionally come to the conclusion that the gravity of misconduct of the said Shri S. U. Kamat which led to his conviction is such as to warrant imposition of major penalty of dismissal from service on him.

4. Whereas, vide Memorandum of even number dated 4-5-90, Shri S. U. Kamat was given an opportunity of

making representation on the proposed penalty of dismissal from services.

5. Whereas, in his representation dated 18th May, 1990, the said Shri S. U. Kamat, inter alia, maintained that he had filed an appeal in the Court of Hon. Sessions Judge against the judgment of the Chief Judicial Magistrate, North Goa and requested that the contemplated action against him under the C.C.S. (C.C.A.) Rules, 1965 be held in abeyance until his appeal was finally disposed off by the Sessions Court, Panaji.

6. Whereas, the Governor of Goa, after careful consideration of the representation of the said Shri S. U. Kamat and taking into consideration his date of superannuation which falls on 30-11-92 decided to hold in abeyance the decision of imposition of penalty of dismissal from service on the said Shri Kamat till the first week of November, 1992, and, if the appeal is not decided by the first week of November, 1992, to reconsider the matter regarding the imposition of the proposed penalty.

7. Whereas, the appeal filed by the said Shri Kamat in the Sessions Court has not been finally disposed off by the Sessions Court till date.

8. And Whereas the Governor of Goa on careful consideration of the circumstances of the case vis-a-vis the judgment of the Chief Judicial Magistrate and the representation of the said Shri S. U. Kamat dated 18-5-90 holds that in view of the gravity of the criminal charges proved against the said Shri S. U. Kamat, he is not fit to be retained in the Government service and ends of justice would be met in imposing the penalty of dismissal from service on him under Rule 19(i) of the C.C.S. (C.C.A.) Rules, 1965.

9. Now, Therefore, the Governor of Goa imposes on the said Shri S. U. Kamat the penalty of dismissal from service with immediate effect.

By order and in the name of the Governor of Goa.

K. M. Nambiar, Deputy Director (Vigilance).

Panaji, 27th November, 1992.